IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 27TH SEPTEMBER 2007 / 5TH ASWINA 1929

WP(C).No. 25833 of 2007(A)

PETITIONER:

C.S.RAJEEVAN, RESIDING AT 13/721(1),
SRAMBICKAL HOUSE, SREENARAYANA NAGAR,
KALAMANDAPAM, PALAKKAD-678001.

BY ADV. SRI.V.CHITAMBARESH

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR, THE VIGILANCE AND
ANTI CORRUPTION BUREAU, THIRUVANANTHAPURAM.

3. THE DEPUTY SUPERINTENDENT OF POLICE,
VIGILANCE AND ANTI CORRUPTION BUREAU,
MALAPPURAM.

4. THE KERALA STATE CO-OPERATIVE BANK LTD.,
REPRESENTED BY ITS SECRETARY,
THIRUVANANTHAPURAM.

5. THAYYIL AHAMAD, S/O MOHAMMED,
RESIDING AT THAYYIL HOUSE, P.O.POOLAMANNA,
PANDIKKAD, MALAPPURAM.

6. SAMEERA AHAMAD MUSTHAFA,
W/O THAYYIL AHAMAD, RESIDING AT THAYYIL HOUSE,
P.O.POOLAMANNA, PANDIKKAD, MALAPPURAM.

7. THE CENTRAL BUREAU OF INVESTIGATION,
REPRESENTED BY ITS DIRECTOR, NEW DELHI.

BY ADV. SRI.NAGARAJ NARAYANAN,SC,K.S.CO-OP BANK
GOVERNMENT PLEADER SRI.M.S.BREEZ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

R.BASANT, J.

W.P.C.No.25833 of 2007

Dated this the 27th day of September 2007

J U D G M E N T

The petitioner claims to be a public spirited citizen who is aggrieved by an improper transaction that was going on in the fourth respondent, Kerala State Co-operative Bank. He has filed a complaint raising allegations regarding loans to the extent of about Rs.2.80 crores availed by respondents 5 and 6, spouses. An F.I.R was registered on 3/10/2006. Third respondent was entrusted with the responsibility of conducting the enquiry. The enquiry report has already been submitted by the third respondent, it is submitted. But no final action has been taken after the enquiry. The petitioner has come to this court complaining about lethargy and inaction on the part of the State.

2. Notice was given. The learned Public Prosecutor for the Vigilance department has entered appearance. The learned Public Prosecutor submits that the investigation is at the final stage and if sometime is given, needful shall be done, action shall be completed and the final report shall be submitted.

3. What amount of time is required to complete the formalities? The learned Public Prosecutor prays that six months

further time may be granted for the State and its officials to complete the entire proceedings.

4. In the light of the submissions by the learned Public Prosecutor, I am satisfied that no further directions are necessary in this writ petition. I accept the submission of the learned Public Prosecutor on behalf of respondents 1 to 3 that the needful shall be done and action shall be completed within a period of six months from this date. I make it clear that six months time is granted as the outer time limit and I expect respondents 1 to 3 to ensure that the needful is done and action is completed as expeditiously as possible.

5. The learned counsel has entered appearance for the fourth respondent and submits that the fourth respondent is also aggrieved by the delay in respondents 1 to 3 not completing the action taken.

6. Be that as it may, this writ petition is in these circumstances dismissed accepting the submission of the learned Public Prosecutor for the Vigilance Department that action shall be completed in six months. Compliance shall be reported to this court.

(R.BASANT, JUDGE)

jsr // True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007